



**PATENT**

Attorney Docket: 2448 DIV CON VIII  
(203-2626 DIV CON VIII)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Lee Bolduc et al.

EXAMINER: Diane D. Yabut

SERIAL NO.: 10/755,427

ART UNIT: 3734

FILED: January 12, 2004

DATED: April 25, 2007

FOR: SURGICAL HELICAL FASTENER WITH APPLICATOR

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL FORM**

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OTHER THAN SMALL ENTITY
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA	ADDIT. RATE FEE	OR	ADDIT. RATE FEE
TOTAL	18	MINUS	20	=	0	X 25 \$		X 50 \$ 0.00
INDEP.	1	MINUS	3	=	0	X 100 \$		X 200 \$ 0.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						X 180 \$		X 360 \$ 0.00
						TOTAL		OR TOTAL \$ 0.00
						ADDIT. FEE		\$ 0.00

**No additional fee is required.**

\* If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".


\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop RCE, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on April 25, 2007.

Dated: April 25, 2007

  
Dana A. Brussel

- ☐ Please charge Deposit Account No. 21-0550 in the amount of \$ \_\_\_\_\_. Two (2) copies of this sheet are enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.
- ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 21-0550. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

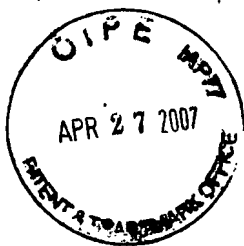


Dana A. Brussel  
Reg. No. 45,717  
Attorney for Applicants

Carter, DeLuca, Farrell & Schmidt, LLP  
445 Broad Hollow Road, Suite 225  
Melville, New York 11747  
Tel.: (631) 501-5700  
Fax: (631) 501-3526

**Correspondence address:**

Chief Patent Counsel  
United States Surgical,  
a Division of Tyco Healthcare Group, LP  
195 McDermott Road  
North Haven, CT 06473



Atty. Docket: 2448 DIV CON VIII  
(203-2626 DIV CON VIII)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANTS:** Lee Bolduc et al. **EXAMINER:** Diane D. Yabut  
**SERIAL NO.:** 10/755,427 **ART UNIT:** 3734  
**FILED:** January 12, 2004 **DATED:** April 25, 2007  
**FOR:** **SURGICAL HELICAL FASTENER  
WITH APPLICATOR**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION**

Dear Sir:

In response to the Office Action mailed on February 26, 2007, the applicants respectfully submit the following remarks and arguments.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 6 of this paper.

---

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to: Mail Stop RCE, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 25, 2007.

Dated: April 25, 2007

  
Dana A. Brussel